



City of Carlsbad

Planning Department

PUBLIC NOTICE

TO INTERESTED PARTIES:

Please be advised that the City of Carlsbad is considering text amendments to its Local Coastal Program (LCP) as summarized below. This amendment is being proposed by the City of Carlsbad and is currently under review. This notice hereby opens a six week review period after which the Planning Commission and City Council will consider all comments and act on the proposed amendment. The Planning Commission hearing is expected to take place in June 2009, and will be duly noticed. The City Council hearing is expected to take place in July 2009, and will be duly noticed.

Copies of the LCP amendment are available for review at the following locations: (1) Carlsbad Planning Department, 1635 Faraday Avenue; (2) City Clerk's Office, 1200 Carlsbad Village Drive; (3) Carlsbad Main Library, 1775 Dove Lane; (4) Georgina Cole Library, 1250 Carlsbad Village Drive; and (5) the California Coastal Commission, 7575 Metropolitan Drive, Suite 103, San Diego, CA 92108-4402.

The Zone Code Amendment (ZCA 09-01)/LCP Amendment is (LCPA 09-01) also available on the internet at www.carlsbadca.gov/planning/4zonecodeammend.html

PROPOSED LCP AMENDMENT SUMMARY **LCPA 09-01 – NONCONFORMING BUILDINGS AND USES ORDINANCE REVISION**

The proposed LCP amendment is being reviewed in conjunction with a proposed Zone Code amendment (ZCA) to the City's Zoning Ordinance. The City's Zoning Ordinance is the implementing ordinance for the City's Local Coastal Program. Accordingly, this LCPA is necessary to ensure consistency between the proposed amended Zoning Ordinance and the Local Coastal Program.

This proposal includes a City-initiated ZCA and LCPA to: 1) rescind and replace the Nonconforming Buildings and Uses Chapter of the Zoning Ordinance, 2) include new and amended associated definitions in Chapter 21.04- Definitions, and 3) amend Chapter 21.46 -Yards to delete Section 21.46.210. The new ordinance is applicable to structures or uses that were legally established (with building permits), but do not conform to current regulations. The proposed amendments would: allow non-conforming residential and non-residential structures and nonconforming residential uses to expand by a new administrative Nonconforming Construction Permit; allow non-conforming non-residential uses to expand by Conditional Use Permit; preserve the City's right to abate a legal non-conforming use or structure that is no longer desirable; include an abatement process; and, would amend the provisions that relate to nonconforming lots and relocate those provisions from Section 21.46.210 to Section 21.48.040; and would include additional applicable definitions in CMC Chapter 21.04 for clarity. The project applies to regulations that are applicable to properties citywide. There is no specific project site with a specific environmental setting or surrounding land uses.

If you have any questions, please call Barbara Kennedy in the Planning Department at (760) 602-4626. Written comments should be sent to the Planning Department at 1635 Faraday Avenue, Carlsbad, California 92008.

PUBLISH DATE: May 8, 2009

PUBLISH DATE FOR NORTH COUNTY TIMES: May 8, 2009

PUBLISH DATE FOR COAST NEWS: May 8, 2009

